

1 MARC E. MAYER (SBN 190969)  
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2 MARK C. HUMPHREY (SBN 291718)  
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5 Facsimile: (310) 312-3100  
6 Attorneys for Activision Publishing, Inc.

6 | Attorneys for Activision Publishing, Inc.

7

UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

10  
11 ACTIVISION PUBLISHING, INC.,  
12 Plaintiff,  
13 v.

14 RYAN ROTHOLZ a/k/a “Lerggy,”  
15 “Lerg,” “Lergster,” “The Pimp,”  
16 “Joker0699,” and “Joker”; COLLIN  
GYETVAI a/k/a “Cid” and  
“CollinOnDex”; JORDAN  
17 NEWCOMBE BOOTHEY a/k/a  
“Bossnight55” and “Aussie”; DOE 1  
18 a/k/a “Seemo”; DOE 2 a/k/a “CEO,”  
“wndprochandler,” and “8485”; and  
DOES 3 through 10, inclusive,

Defendants.

CASE NO. 2:25-cv-04075-SPG-(BFMx)

Judge: Hon. Sherilyn Peace Garnett

**REQUEST FOR ENTRY OF  
DEFAULT AGAINST  
DEFENDANT COLLIN GYETVAI**

**DECLARATION OF MARK C.  
HUMPHREY IN SUPPORT  
THEREOF**

Filed: May 7, 2025

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1 **TO THE CLERK OF THE ABOVE-ENTITLED COURT:**

2 Plaintiff Activision Publishing, Inc. (“Plaintiff” or “Activision”) hereby  
3 requests that the Clerk of the above-entitled Court enter default in this matter  
4 against Defendant Collin Gyetvai a /k / a “Cid” and “CollinOnDex” (“Gyetvai”) on  
5 the grounds that Gyetvai has failed to appear or otherwise respond to the operative  
6 Complaint within the time prescribed by the Federal Rules of Civil Procedure.  
7 Declaration of Mark C. Humphrey (“Humphrey Decl.”) ¶¶ 2-5.

8 Plaintiff filed its Complaint on May 7, 2025. (Dkt. 1); Humphrey Decl. ¶ 2.  
9 Activision served the Summons and Complaint on Gyetvai on May 13, 2025, as  
10 evidenced by the proof of service on file with this Court. Humphrey Decl. ¶ 3; *see*  
11 Dkt. 10.

12 Neither Activision nor the Court have granted Gyetvai any extensions of  
13 time to respond to the Complaint. Humphrey Decl. ¶ 4. Activision is informed  
14 and believes that Gyetvai is not an infant or incompetent person or in the military  
15 service. *Id.* ¶ 5.

16 Thus, it is appropriate to enter default in this matter against Defendant  
17 Gyetvai for failure to timely appear or otherwise respond to the Complaint.

18 DATED: AUGUST 20, 2025

MARC E. MAYER  
MARK C. HUMPHREY  
MITCHELL SILBERBERG & KNUPP LLP

22 By: /s/ Mark C. Humphrey  
23 Marc E. Mayer (SBN 190969)  
Mark C. Humphrey (SBN 291718)  
24 Attorneys for Activision Publishing, Inc.  
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1                   **DECLARATION OF MARK C. HUMPHREY**

2                   I, MARK C. HUMPHREY, declare as follows:

3                   1. I am an attorney at law, duly licensed to practice law in the State of  
4 California and before this United States District Court. I am a partner in the law  
5 firm of Mitchell Silberberg & Knupp LLP, attorneys of record for Plaintiff  
6 Activision Publishing Inc. (“Activision”). Unless otherwise stated, I have personal  
7 knowledge of the following facts and, if called and sworn as a witness, could  
8 competently testify thereto.

9                   2. Activision’s Complaint in this action was filed on May 7, 2025. A  
10 Summons on the Complaint was issued by the Court for Gyetvai on May 12, 2025.  
11 (Dkt. 8).

12                  3. Following receipt of the Summons from the Court, my office caused  
13 the Complaint to be served on Gyetvai via substitute service on a co-occupant at  
14 Gyetvai’s residence in Pennsylvania. Attached hereto as **Exhibit 1** is a true and  
15 correct copy of the proof of service on file with the Court (Dkt. 10), reflecting that  
16 Gyetvai was served with the Summons and Complaint on May 13, 2025.

17                  4. Neither Activision nor the Court has granted Gyetvai any extension of  
18 time to respond to the Complaint. Gyetvai has failed to answer or otherwise  
19 respond to the Complaint within the required period, or to serve a copy of any  
20 answer or other response upon Activision’s attorneys of record.

21                  5. Based on an investigation conducted at my request, I am informed and  
22 believe that Gyetvai is an adult, and thus is not an infant or an incompetent person.  
23 Nor do I have any reason to believe Gyetvai is an adult individual who is in the  
24 active service, active duty or military service of the United States or any branch of  
25 the military service of the United States, as defined in 50 U.S.C. App. § 511. I am  
26 not aware of any other facts contradicting the foregoing or otherwise suggesting  
27 that Defendant Gyetvai is an active service member as defined in 50 U.S.C. App. §  
28 511.

1 I declare under penalty of perjury under the laws of the United States of  
2 America that the foregoing is true and correct.  
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4 Executed on August 20, 2025, at Los Angeles, California.  
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6 /s/ *Mark C. Humphrey*  
7 Mark C. Humphrey  
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# EXHIBIT 1

1 MARC E. MAYER (SBN 190969)  
mem@msk.com  
2 MARK C. HUMPHREY (SBN 291718)  
mxh@msk.com  
3 MITCHELL SILBERBERG & KNUPP LLP  
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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

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11 ACTIVISION PUBLISHING, INC.,  
12 Plaintiff,  
13 v.

14 RYAN ROTHOLZ a/k/a “Lerggy,”  
15 “Lerg,” “Lergster,” “The Pimp,”  
16 “Joker0699,” and “Joker”; COLLIN  
17 GYETVAI a/k/a “Cid” and  
18 “CollinOnDex”; JORDAN  
NEWCOMBE BOOTHEY a/k/a  
“Bossnight55” and “Aussie”; DOE 1  
a/k/a “Seemo”; DOE 2 a/k/a “CEO,”  
“wndprochandler,” and “8485”; and  
DOES 3 through 10, inclusive,

## Defendants.

CASE NO. 2:25-cv-04075-SPG-(BFMx)

Judge: Hon. Sherilyn Peace Garnett

**PROOF OF SERVICE OF  
SUMMONS ON DEFENDANT  
COLLIN GYETVAI a/k/a "Cid" and  
"CollinOnDex**

Filed: May 7, 2025

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Mitchell  
Silberberg &  
Knupp LLP

<p><i>Attorney or Party without Attorney:</i>          MARC E. MAYER (SBN 190969)          MITCHELL SILBERBERG &amp; KNUPP LLP          2049 Century Park East 18th Floor          Los Angeles, CA 90067          Telephone No: 310-312-2000</p> <p><i>Attorney For:</i> Plaintiff</p>		<p><i>For Court Use Only</i></p>	
		<p>Ref. No. or File No.:          40113-000120</p>	
<p><i>Insert name of Court, and Judicial District and Branch Court:</i>  <b>UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF CALIFORNIA</b></p>			
<p><i>Plaintiff:</i> ACTIVISION PUBLISHING, INC.  <i>Defendant:</i> RYAN ROTHOLZ a/k/a "Lerggy," "Lerg," "Lergster," "The Pimp," "Joker0699," and "Joker"; ET AL</p>			
<b>PROOF OF SERVICE</b>	<i>Hearing Date:</i>	<i>Time:</i>	<i>Dept/Div:</i>
<p><i>Case Number:</i>          2:25-cv-04075-CAS (BFMx)</p>			

1. At the time of service, I was at least 18 years of age and not a party to this action.
2. I served copies of the Summons in a Civil Action; Complaint; Civil Cover Sheet; Corporate Disclosures And Notice Of Interested Parties Of Plaintiff Activision Publishing, Inc. Pursuant To Fed. R. Civ. P. 7.1 And Local Rule 7.1-1; Notice of Assignment to United States Judges; Notice To Parties Of Court-Directed ADR Program; Order To Reassign Case Due To Self-Recusal Pursuant To General Order 23-05.
3. a: *Party served:* COLLIN.GYETVAL a/k/a "Cld" and "CollinOnDex"  
 b: *Person served:* Party served in 3a.
4. *Address where the party was served:* 17 Cottage Street, Carbondale, PA 18407
5. I served the party:  
 a. by substituted service. On: Tue, May 13, 2025 at: 02:22 PM by leaving the copies with or in the presence of:  
 Mike Staples, Grandfather/Co-Occupant

- (1)  (Residence or Usual Place of Abode) a person of suitable age and discretion who resides there.
- (2)  (Company) a Person in charge at least 18 years of age apparently in charge of the office or usual place of business of the person served. I informed him or her of the general nature of the papers.
- (3)  (Declaration of Mailing) is attached.
- (4)  (Declaration of Diligence) attached stating actions taken first to attempt personal service.



**PROOF OF  
SERVICE**

13307812  
(17240203)  
Page 1 of 2

Attorney or Party without Attorney: MARC E. MAYER (SBN 190969) MITCHELL SILBERBERG & KNUPP LLP 2049 Century Park East 18th Floor Los Angeles, CA 90067 Telephone No: 310-312-2000		For Court Use Only	
Attorney For: Plaintiff	Ref. No. or File No.: 40113-000120		
Insert name of Court, and Judicial District and Branch Court: UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF CALIFORNIA			
Plaintiff: ACTIVISION PUBLISHING, INC. Defendant: RYAN ROTHHOLZ a/k/a "Lerggy," "Lerg," "Lergster," "The Pimp," "Joker0699," and "Joker"; ET AL			
PROOF OF SERVICE	Hearing Date:	Time:	Dept/Div:
			Case Number: 2:25-cv-04075-CAS (BFMx)

6. Person Who Served Papers:

- a. Francis Jolley  
b. FIRST LEGAL  
1517 W. Beverly Blvd.  
LOS ANGELES, CA 90026  
c. (213) 250-1111
- d. The Fee for Service was: \$338.65  
e. I am: Not A Registered California Process Server

7. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

5-16-25   
(Date) (Signature)



PROOF OF  
SERVICE

13307812  
(17240203)  
Page 2 of 2

<p><i>Attorney or Party without Attorney:</i>          MARC E. MAYER (SBN 190969)          MITCHELL SILBERBERG &amp; KNUPP LLP          2049 Century Park East 18th Floor          Los Angeles, CA 90067          Telephone No: 310-312-2000</p> <p>Attorney For: Plaintiff</p>		<p><i>For Court Use Only</i></p>	
		<p>Ref. No. or File No.:          40113-000120</p>	
<p><i>Insert name of Court, and Judicial District and Branch Court:</i>          UNITED STATES DISTRICT COURT for the CENTRAL DISTRICT OF CALIFORNIA</p>			
<p>Plaintiff: ACTIVISION PUBLISHING, INC.          Defendant: RYAN ROTHOLZ a/k/a "Lerggy," "Lerg," "Lergster," "The Pimp,"          "Joker0699," and "Joker"; ET AL</p>		<p>Case Number:          2:25-cv-04075-CAS (BFMx)</p>	
<p><b>PROOF OF SERVICE</b>          By Mail</p>		Hearing Date:	Time:
			Dept/Div:

1. I am over the age of 18 and not a party to this action. I am employed in the county where the mailing occurred.
2. I served copies of the Summons in a Civil Action; Complaint; Civil Cover Sheet; Corporate Disclosures And Notice Of Interested Parties Of Plaintiff Activision Publishing, Inc. Pursuant To Fed. R. Civ. P. 7.1 And Local Rule 7.1-1; Notice of Assignment to United States Judges; Notice To Parties Of Court-Directed ADR Program; Order To Reassign Case Due To Self-Recusal Pursuant To General Order 23-05
3. By placing a true copy of each document in the United States mail, in a sealed envelope by First Class mail with postage prepaid as follows:
  - a. Date of Mailing: Wed, May 14, 2025
  - b. Place of Mailing: LOS ANGELES, CA 90026
  - c. Addressed as follows: COLLIN GYETVAI a/k/a "Cfd" and "CollinOnDex"  
17 Cottage Street, Carbondale, PA 18407
4. I am readily familiar with the business practice for collection and processing of correspondence as deposited with the U.S. Postal Service on Wed, May 14, 2025 in the ordinary course of business.

Recoverable cost Per CCP 1033.5(a)(4)(B).

5. Person Serving:

- a. THOMAS TILCOCK
- b. FIRST LEGAL  
1517 W. Beverly Boulevard  
LOS ANGELES, CA 90026
- c. (213) 250-1111
- d. The Fee for Service Was:
- e. I am: Not a Registered California Process Server

6. I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct.

05/15/2025

(Date)

(Signature)

